IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 1871 OF 2006

IN

CIVIL APPLICATION NO. 1516 OF 2006

IN

WRIT PETITION NO. 6071 OF 2005

Office Notes, Office Memoranda of : coram, appearances, Court's Orders: or directions and Registrar Orders:

Court's or Judge's orders

Mr.V.V. Pai for the Applicants.

Mr.A.P. Vanarse, A.G.P. for the Respondents.

CORAM : H.L. GOKHALE &
J.P. DEVADHAR, JJ.

DATE : 4TH SEPTEMBER 2006

P.C. :

1. Heard Mr.Pai in support of this Civil Application. Mr.Vanarse, A.G.P. appears for the Respondents.

2. This Civil Application seeks recall of the order dated 14th July 2006 passed by this Court on Civil Application No.1516 of 2006 in Writ Petition No.6071 of 2005. The said Civil Application No.1516 of 2006

prayed that the delay caused in the completion of recruitment process on the part of the State Government be condoned and a reasonable time be given to comply with the order dated 20th October 2005, which the High Court had passed earlier on Writ Petition No.6071 of 2005. That Civil Application reached before the Division Bench, to which one of us (Gokhale J.) was a party, on 14th July 2006. Mr.Pai, who was supposed to appear for the Respondent was not present. However, the prayer in the Civil Application was a limited one. The Bench was also informed that the selection procedure had been completed in the meanwhile on 2nd July 2006. It was in view of that information, which is not disputed, that the Court recorded that the selection procedure has been completed though beyond the time provided by the High Court. Still, in view of the fact that steps as directed had been taken, delay in taking those steps was condoned. It is this order which is sought to be reviewed by the present Civil Application.

3. Mr.Pai points out that the conduct of the Government Officer leaves much to be desired when he filed an affidavit on earlier occasion and that he is squarely responsible for the same. Be that as it may, since the selection procedure had been completed by the time the matter reached before the Division Bench on 14th July 2006, the Division Bench has condoned the delay in completing the selection procedure. Having heard Mr.Pai, we do not see any reason to recall the order under review. Civil Application is rejected.

(H.L. GOKHALE, J.)

(J.P. DEVADHAR J.)